

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESAL PRICE LITIGATION

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO
01-CV-12257-PBS AND 01-CV-339

Judge Patti B. Saris

[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS CREATED DURING THE RELEVANT TIME PERIOD FROM DEFENDANTS ABBOTT LABORATORIES, ASTRAZENECA, SCHERING PLOUGH, SICOR AND TOGETHER RX DEFENDANTS

Having considered each of the parties' submissions with respect to Plaintiffs' Motion to Compel the Production of Documents Created During the Relevant Time Period from Defendants Abbott Laboratories, AstraZeneca, the Schering Plough Group, the Sicor Group and Together Rx Defendants, the Court hereby GRANTS the Motion. It is hereby ORDERED:

1. Defendants Abbott Laboratories, AstraZeneca, the Schering Plough Group, and the Sicor Group must produce all relevant documents created within the Relevant Time Period defined in plaintiffs' discovery requests as January 1, 1991, to the date of production.

2. Together Rx defendants Together Rx LLC, AstraZeneca, the Johnson & Johnson Group and the GSK Group must produce all relevant documents created within the Relevant Time Period defined in plaintiffs' Together Rx discovery requests as January 1, 2001 to the date of production.

[PROPOSED] ORDER

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DATED: May __, 2004.


Hon. Marianne B. Bowler
United States Magistrate Judge

[PROPOSED] ORDER

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CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing [PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS CREATED DURING THE RELEVANT TIME PERIOD FROM DEFENDANTS ABBOTT LABORATORIES, ASTRAZENECA, SCHERING PLOUGH, SICOR AND TOGETHER RX DEFENDANTS to be served on all counsel of record electronically on May 3, 2004, pursuant to Section D of Case Management Order No. 2.



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